

C. Earl Hunter, Commissioner

Promoting and protecting the health of the public and the environment.

Notification of Joint Public Notice

Enclosed is the public notice issued by the SCDHEC Office of Ocean and Coastal Resource Management and the U.S. Army Corps of Engineers. All interested parties are allowed 30 days for major developments and 15 days for minor developments after receipt of the public notices to file written comments to the OCRM pertaining to the applications. Only those comments received within this period must be reviewed by the OCRM in processing the permit application. Any person wishing notification of the initial OCRM decision on any specific public notice must make written request within the designated review period for that public notice.

APPLICANT
Marina Colony
Boat Club, Inc.

PUBLIC NOTICE NUMBER 2003-13157-3IC

SUSPENSE DATE November 9, 2008

October 10, 2008

JOINT PUBLIC NOTICE

CHARLESTON DISTRICT. CORPS OF ENGINEERS 1949 Industrial Park, Suite 140 Conway, South Carolina 29526

S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT 1362 McMillan Avenue, Sulte 400 Charleston, South Carolina 29405

REGULATORY DIVISION Refer to: P/N #2003-13157-3IC

October 10, 2008

Pursuant to Section 10 of the Rivers and Harbors Act of 1 J.S.C. 403), Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1344), and the South Coastal Zone Management Act (48-39-10 et.seq.) an application has been submitted to CHIMITY Army and the S.C. Department of Health and Environmental Control by

MARINA COLONY BOAT CLUB, INC. C/O H. WAYNE BEAM P.O. BOX 11863 COLUMBIA, SOUTH CAROLINA 29211-1863

for a permit to dredge in

MAIN CREEK

at a Location adjacent to U.S. Highway 17 Business between Oak Moss Court and Waterside Lane, in Murrells inlets, Georgetown County, South Carolina (Latitude: 33.562076*N, Longitude: -79.029153°W).

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, 10 November 2008

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of dredging approximately 2400 cubic yards of material (0.53 acre footprint) from the existing marina basin including 550 feet of the existing channel. The final depth of the dredged area will be -2.0 ft MLW. The final width of the channel, from the marina basin to Main Creek, will be 20 feet wide to provide adequate depths for navigation. The dredged material will either be hydraulically dredged and temporarily placed in Geotubes or mechanically removed and placed in a temporary upland disposal area until sufficiently dried. The material will then be transported by truck to the Georgetown County Landfill.

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by

Refer to: P/N #2003-13157-3IC

public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

> U.S. Army Corps of Engineers ATTN: REGULATORY DIVISION 1949 Industrial Park Road, Suite 140 Conway, South Carolina 29526

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards. The work shown on this application must also be certified as consistent with applicable provisions the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certifications are received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact (0.53) acre of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

Pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended), the District Engineer has consulted the most recently available information and has determined that Trichechus manatus and Caretta caretta, Federally endangered and threatened species are present in the vicinity of the project. However, it has been determined that the project is not likely to adversely affect any Federally endangered, threatened, or proposed species or result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request for written concurrence from the U.S. Fish and Wildlife Service and/or the National Marine Fisheries Service on this determination.

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), this public notice also constitutes a request to Indian Tribes to notify the District Engineer of any historic properties of religious and cultural significance to them that may be affected by the proposed undertaking.

in accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. To insure that other cultural resources that the District Engineer is not aware of are not overlooked, this public notice also serves as a request to the State Historic Preservation Office to provide any information it may have with regard to historic and cultural resources.

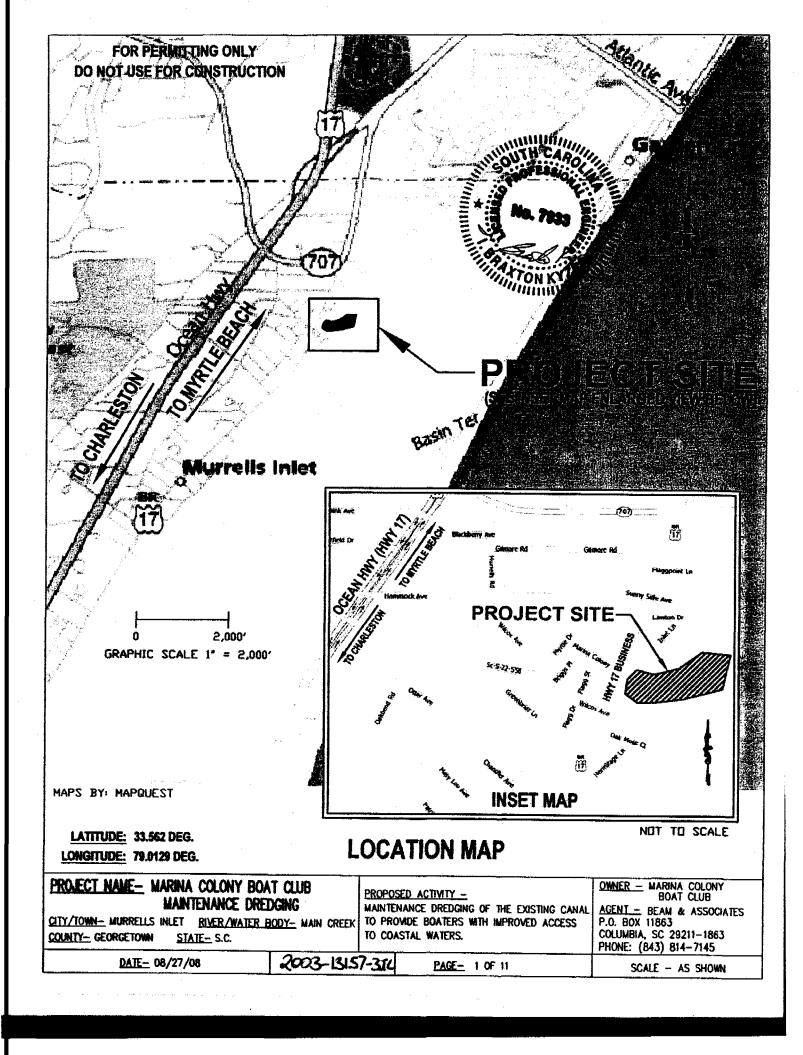
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

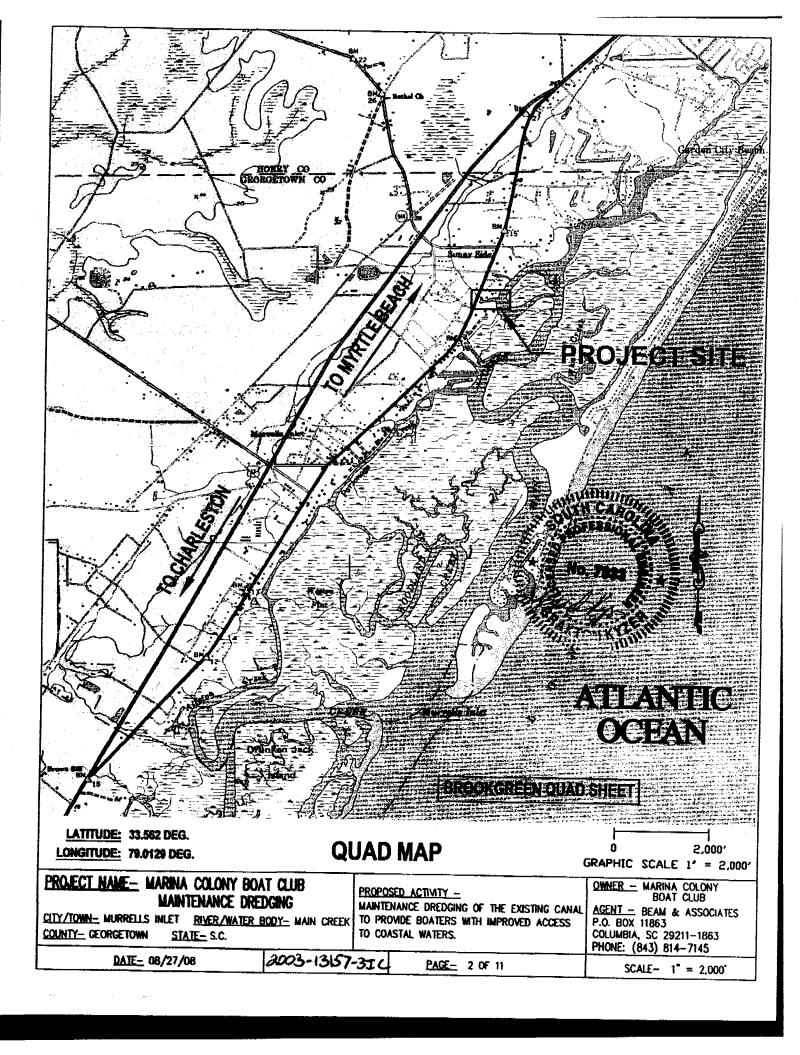
The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 404(b) of the Clean Water Act and, as appropriate, the criteria established under authority of Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, as amended. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

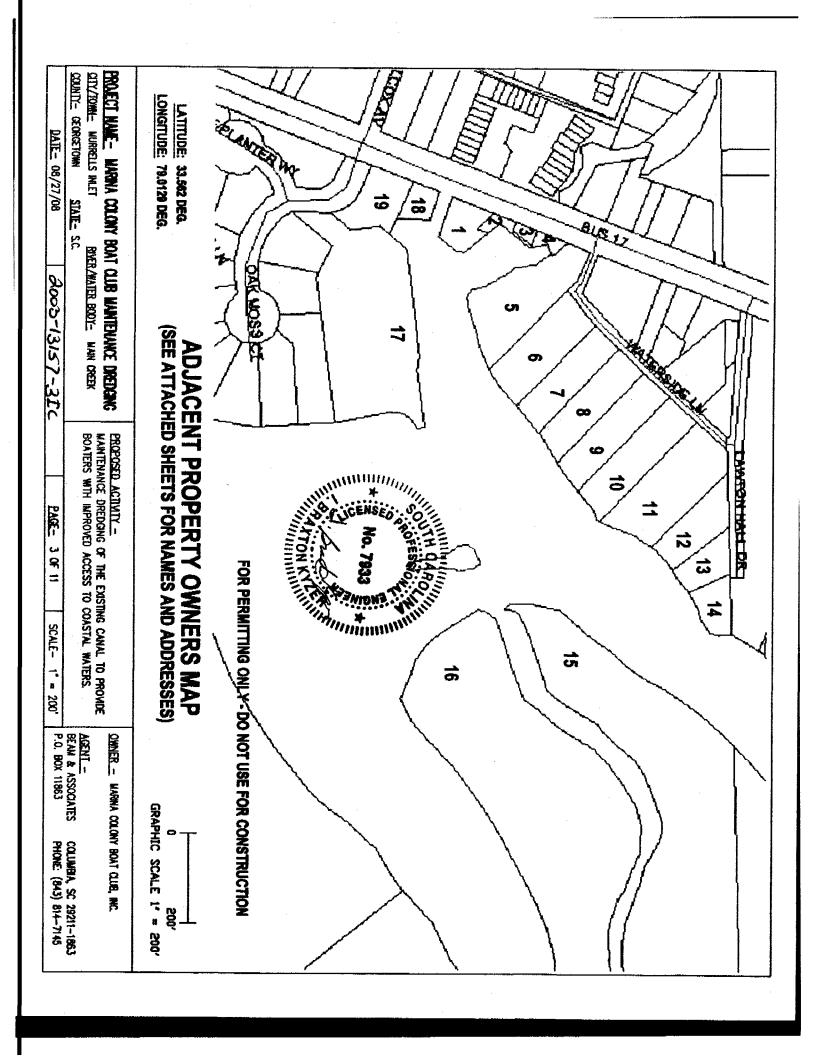
The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact Courtney Bates at 843-365-0583.

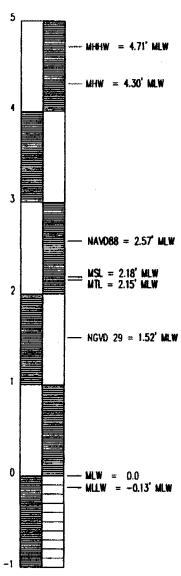
Chris Staut Chris Staut Project marager 843-238-4528







FOR PERMITTING ONLY - DO NOT USE FOR CONSTRUCTION



DATUM RELATIONSHIPS



TIDE SCALE

LATITUDE: 33.562 DEG.
LONGITUDE: 79.0129 DEG.

NOT TO SCALE

PROJECT NAME— MARINA COLONY BOAT CLUB
MAINTENANCE DREDGING

<u>CITY/TOWN-</u> MURRELLS INLET <u>RIVER/WATER BODY-</u> MAIN CREEK

COUNTY - GEORGETOWN S

STATE- S.C.

PROPOSED ACTIVITY -

MAINTENANCE DREDGING OF THE EXISTING CANAL TO PROVIDE BOATERS WITH IMPROVED ACCESS

TO COASTAL WATERS.

OWNER - MARINA COLONY BOAT CLUB

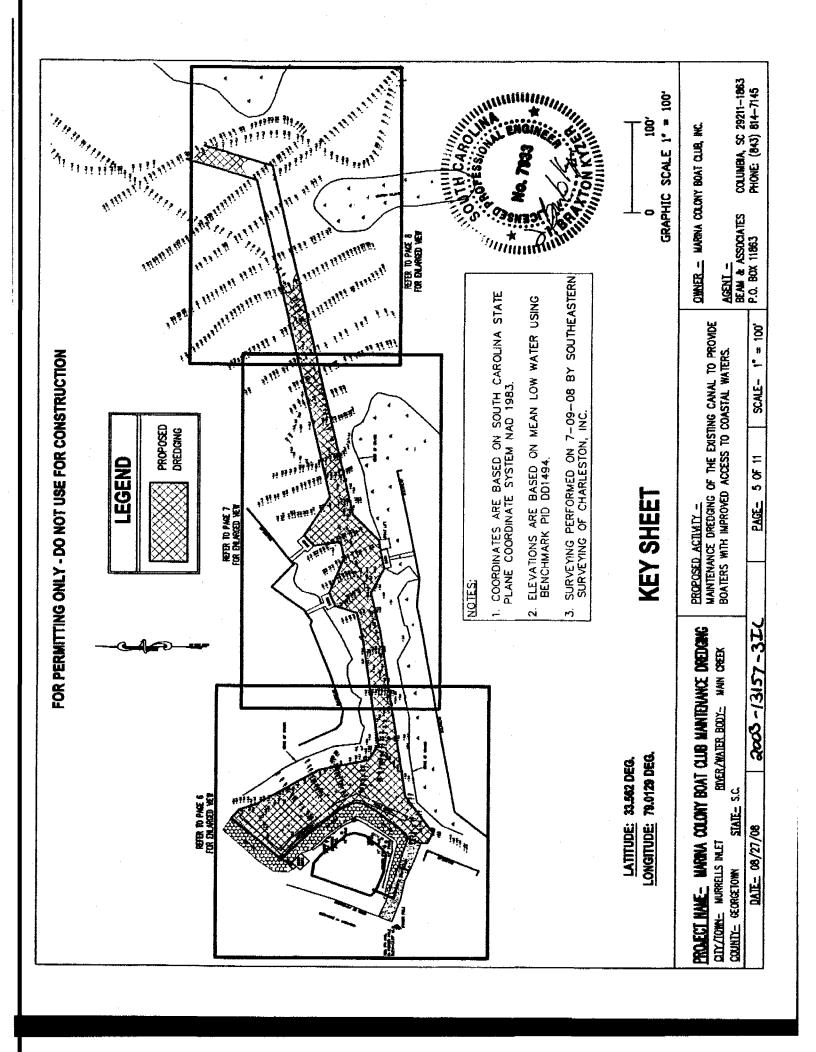
AGENT - BEAM & ASSOCIATES

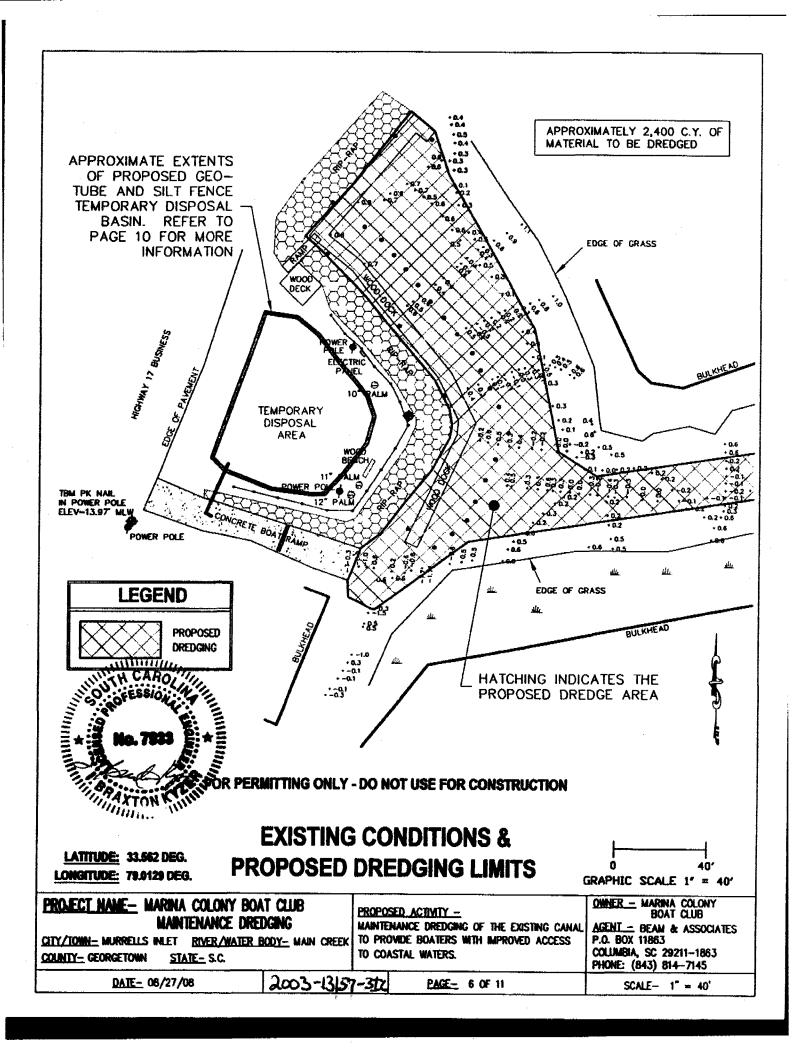
P.O. BOX 11863 COLUMBIA, SC 29211-1863 PHONE: (843) 814-7145

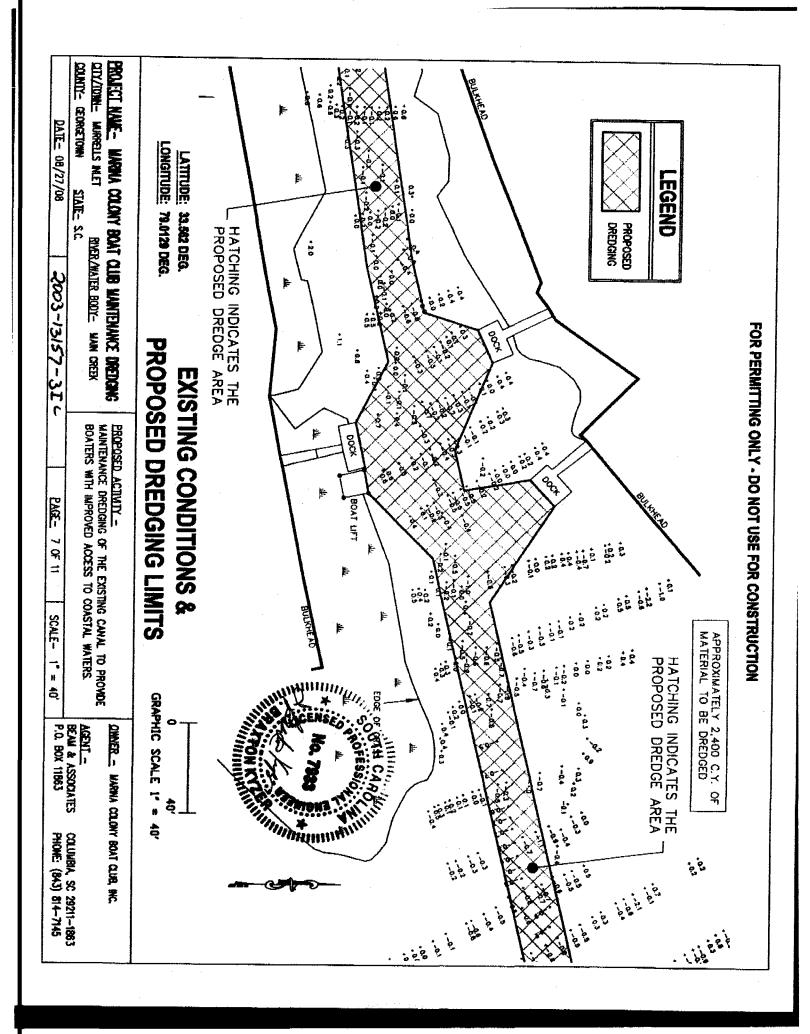
DATE- 08/27/08 2003-13/57-3EC

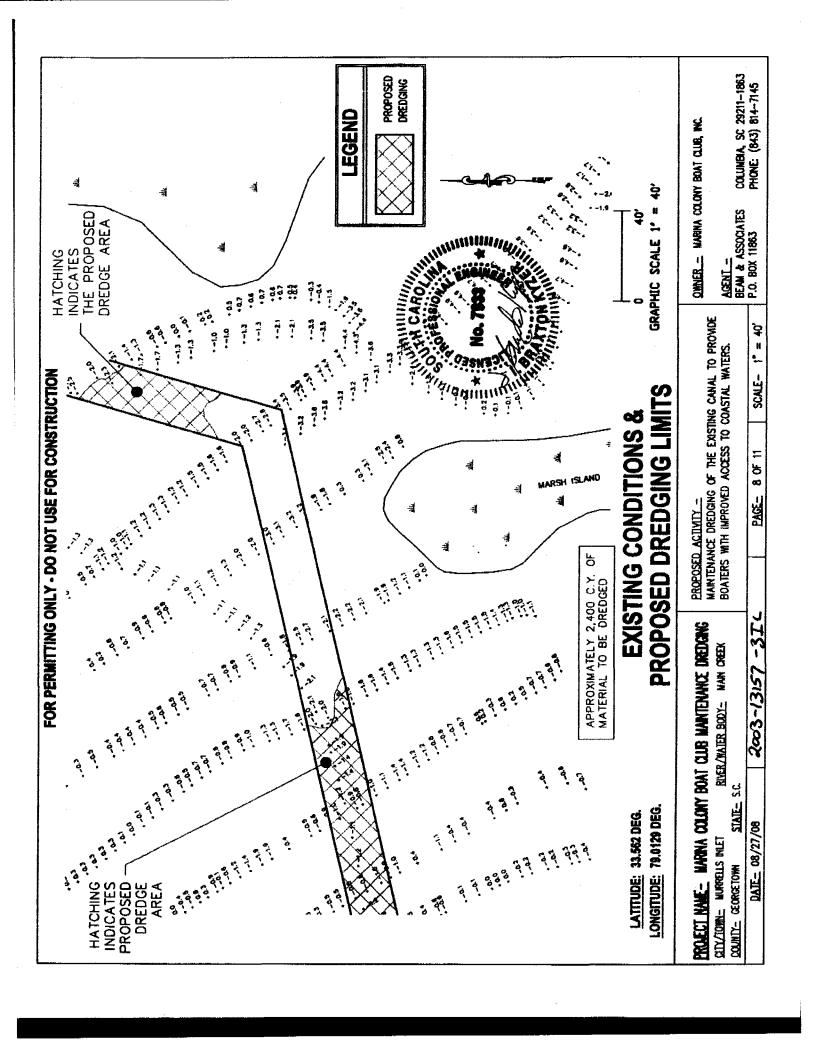
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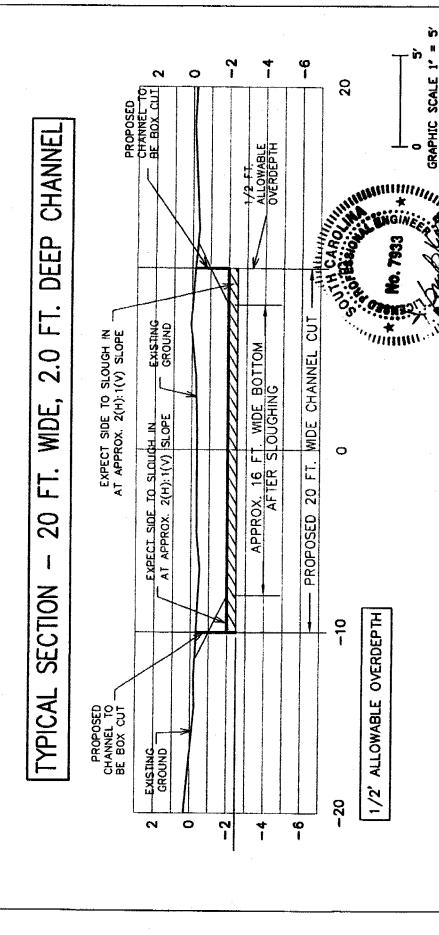
NOT TO SCALE











PROPOSED DREDGE CHANNEL - TYPICAL SECTION

LONGITUDE: 33.562 DEG.

PROJECT NAME - MARNA COLONY BOAT CLUB MANIENANCE DREDICING MAINTENA COLONITY - GEORGETONNES STATE S.C.

DATE - 08/27/08 | 2003-13157-37

PROPOSED ACTIVITY ...
WAINTENANCE DREDGING OF THE EXISTING CANAL TO PROVIDE AGENT BOATERS WITH IMPROVED ACCESS TO COASTAL WATERS.

AGENT

SCALE- 1" =

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MDE AGENT — MARINA COLONY BOAT CLUB, INC.

AGENT —
BEAM & ASSOCIATES COLUMBIA, SC 29211-1863
5' P.O. BOX 11863 PHONE: (8A3) 814-7145

